

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

HUMANSIZE CORPORATION	§	
	§	
	§	
Plaintiff,	§	Case No. 1:12-cv-5988-AKH
	§	
v.	§	
	§	
MASS ENGINEERED DESIGN, INC., <i>et</i>	§	
<i>al.</i>	§	
	§	
Defendants.	§	
	§	

**DEFENDANT MASS ENGINEERED DESIGN, INC.'S AND JERRY MOSCOVITCH'S
JOINT MOTION TO DISMISS PLAINTIFF' COMPLAINT**

Pursuant to Federal Rules of Civil Procedure 12(b)(2), 12(b)(3), and 12(b)(5), Defendants Mass Engineered Design, Inc. ("MASS") and Jerry Moscovitch, by and through their counsel, hereby moves to dismiss the above-captioned action with prejudice for lack of personal jurisdiction, improper venue, and insufficient service of process.

Defendants Mass Engineered Design, Inc. and Jerry Moscovitch appear specially for purposes of this Motion only, and dispute this Court's personal jurisdiction and service of process in this matter. The grounds for the Defendants' Motion are set forth in the accompanying Memorandum of Law filed herewith. For the reasons appearing therein, Defendants respectfully requests the Motion to Dismiss Plaintiff's Complaint be granted and Plaintiff's Complaint be dismissed in its entirety.

Dated: January 14, 2013

Respectfully Submitted,

/s/ Benjamin Levi

Benjamin Levi

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was electronically filed on January 14, 2013, with the Clerk of Court using the CM/ECF system, and a copy of this document was served on the following as indicated:

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